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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Jonathan L. Joseph et al.	)	Group Art Unit: 2182
Serial Number: 09/733,868	)	Examiner:
Filed: December 8, 2000	)	Paper Number:
For: A System And Method For the Delivery,	)	
Retrieval And Display Of Content Prior To	)	
Operating System Loading	)	

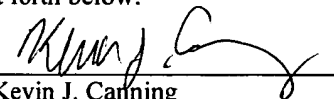
Attorney Docket Number: INQ-001

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**FILING DATE GRANTED**

Certificate of First Class Mailing (37 CFR §1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date set forth below.

March 16, 2001  
Date of Signature and of  
Mail Deposit

By:   
Kevin J. Canning  
Reg. No. 35,470  
Attorney for Applicants

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Responsive to the *Notice To File Missing Parts Of Nonprovisional Application - Filed Under 37 CFR 1.53(b) Filing Date Granted* mailed 01/23/2001, in connection with the above-referenced patent application, a signed Declaration, Petition and Power of Attorney for Patent Application is submitted herewith.

A check in the amount of \$65.00 is enclosed to cover the cost of the surcharge.

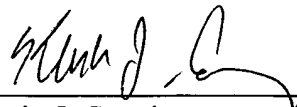
A copy of the Confirmation No. 3141 Formalities Letter entitled Notice to File Missing Parts of Nonprovisional Application Filed Under 37 CFR 1.53(b) Filing Date Granted is also enclosed herewith.

A Request For Correction of Filing Receipt and a photocopy of the official Filing Receipt with changes noted in red are enclosed.

Applicants hereby submit 4 sheets of substitute drawings in compliance with 37 CFR 1.84.

Please charge any additional fees and credit any overpayments associated with this correspondence to Deposit Account 12-0080. A duplicate copy of this paper is enclosed. If there are any problems, please call the undersigned at the telephone number indicated below.

Respectfully submitted,



---

Kevin J. Canning  
Registration No. 35,470  
Attorney for Applicants

LAHIVE & COCKFIELD, LLP  
28 State Street  
Boston, MA 02109  
Tel. (617) 227-7400  
Fax (617) 742-4214  
Dated: March 16, 2001



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/733,868	12/08/2000	2182	526	INQ-001	4	39	3

000959  
LAHIVE & COCKFIELD  
28 STATE STREET  
BOSTON, MA 02109

CONFIRMATION NO. 3141

FILING RECEIPT

\*OC000000005699422\*

Date Mailed: 01/23/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Jonathan L. Joseph, Newton, MA;  
~~Keith J. Huntington, Silver City, NC;~~  
Rex A. Flynn, Newton, MA;

*KEITH J. HUNTINGTON, SILVER CITY, NC;*

## Continuing Data as Claimed by Applicant

THIS APPLN CLAIMS BENEFIT OF 60/169,551 12/08/1999

## Foreign Applications

If Required, Foreign Filing License Granted 01/22/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

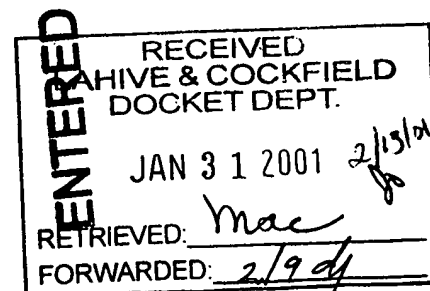
Early Publication Request: No

\*\* SMALL ENTITY \*\*

Title

*A*

System and method for the delivery, retrieval and display of content prior to operating system loading



**Date:** 01/23/2001

**LICENSE FOR FOREIGN FILING UNDER**  
**Title 35, United States Code, Section 184**  
**Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 36 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15 (b).

**PLEASE NOTE the following information about the Filing Receipt:**

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 600 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231

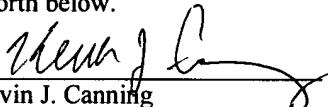


**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Jonathan L. Joseph et al. ) Group Art Unit: 2182  
Serial Number: 09/733,868 ) Examiner:  
Filed: December 8, 2000 ) Paper Number:  
For: A System And Method For the Delivery, )  
Retrieval And Display Of Content Prior To )  
Operating System Loading )

Attorney Docket Number: INQ-001

**REQUEST FOR CORRECTION OF FILING RECEIPT**

<u>Certificate of First Class Mailing (37 CFR §1.8(a))</u>	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date set forth below.	
<u>March 16, 2001</u>	By: 
Date of Signature and of Mail Deposit	Kevin J. Canning Reg. No. 35,470 Attorney for Applicants

Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, D.C. 20231

Dear Sir:

The Filing Receipt for the above cited patent application incorrectly identifies the Applicants as:

“Jonathan L. Joseph, Newton, MA;  
Keith J. Huntington, Siler City, NC;  
Rex A. Flynn, Newton, MA;”  
and should be corrected to read  
--Jonathan L. Joseph, Newton, MA;  
Keith J. Huntington, Silver City, NC;  
Rex A. Flynn, Newton, MA;--.

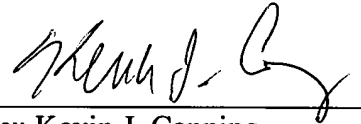
In addition, the title of the application identified as "System And Method For The Delivery, Retrieval And Display Of Content Prior To Operating System Loading" should read --A System And Method For The Delivery, Retrieval And Display Of Content Prior To Operating System Loading--.

Applicants encloses a copy of the official Filing Receipt received from the U.S. Patent and Trademark Office in connection with this patent application with the requested changes noted in red.

Please charge any necessary fees to Deposit Account No. 12-0080 of the undersigned. A duplicate copy of this communication is enclosed.

Respectfully submitted,

LAHIVE & COCKFIELD, LLP

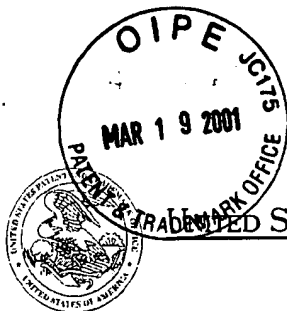


By: Kevin J. Canning  
Reg. No. 35,470  
Attorney for Applicants

28 State Street  
Boston, MA 02109-1784  
Tel: (617) 227-7400  
Fax: (617) 742-4214

Date: March 16, 2001





UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/733,868	12/08/2000	Jonathan L. Joseph	INQ-001

CONFIRMATION NO. 3141

FORMALITIES LETTER

OC000000005699423

000959  
LAHIVE & COCKFIELD  
28 STATE STREET  
BOSTON, MA 02109

Date Mailed: 01/23/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

03/20/2001 SDIRETA1 00000035 09733868

FILED UNDER 37 CFR 1.53(b)

01 FC:205

65.00 OP

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

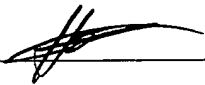
- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

A copy of this notice MUST be returned with the reply.

RECEIVED  
LAHIVE & COCKFIELD  
DOCKET DEPT.

JAN 31 2001

RETRIEVED: \_\_\_\_\_  
FORWARDED: \_\_\_\_\_

  
\_\_\_\_\_  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE